

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION**

**U.S. COMMODITY FUTURES TRADING  
COMMISSION,**

**Plaintiff,**

**v.**

**BARKI, LLC, a North Carolina limited  
liability company;  
BRUCE C. KRAMER, an individual,**

**Defendants, and**

**RHONDA A. KRAMER, an individual, and  
FOREST GLEN FARM, LLC, a North  
Carolina limited liability company,**

**Relief Defendants.**

**CASE NO. 3:09-CV-106 (GCM)**

**ORDER GRANTING RECEIVER’S MOTION TO MAKE SECOND INTERIM  
DISTRIBUTION AND TO ESTABLISH DISTRIBUTION AMOUNTS**

This matter came before the Court upon *Receiver’s Motion to Make Second Interim Distribution and to Establish Distribution Amounts* (the “Motion”) filed by Joseph W. Grier, III, the Court-appointed receiver (“Receiver”) in this action, through counsel, on September 15, 2010. (D.E. 186). The Court, having reviewed the Motion and pleadings filed in response thereto, finds as follows:

1. The Court finds that it has jurisdiction over this matter;
2. Notice was proper;
3. The relief requested in the Motion did not draw any response or objection;
4. Upon review of the Motion the Court finds and concludes that the Motion should be granted.

IT IS, THEREFORE, ORDERED that:

- 1) The Motion is GRANTED;as provided
- 2) The total interim distribution amount of \$1,432,200.00 is approved; and
- 3) The Receiver is authorized to make a second interim distribution to Investors with approved claims as set forth on Exhibit A attached to the Motion.

Signed: September 30, 2010

A handwritten signature in black ink, reading "Graham C. Mullen", written over a horizontal line.

Graham C. Mullen  
United States District Judge

